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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,
11 *ex rel.* RAJU A.T. DAHLSTROM,

12 STATE OF WASHINGTON, *ex rel.*
13 RAJU DAHLSTROM,

14 Plaintiffs,

15 v.

16 SAUK-SUIATTLE INDIAN TRIBE
17 OF WASHINGTON, *et al.*,

Defendants.

CASE NO. C16-0052JLR

ORDER TO SHOW CAUSE WHY
THE COURT SHOULD NOT
ENTER A FEDERAL RULE OF
CIVIL PROCEDURE 54(b)
JUDGMENT ON THOSE ISSUES
DECIDED HEREIN AND NOT
STAYED

18 The court orders the parties to show cause why the court should not enter
19 judgment in this matter pursuant to Federal Rule of Civil Procedure 54(b) on all matters
20 decided herein except for those matters automatically stayed pursuant to Plaintiff Raju
21 A.T. Dahlstrom's Chapter 13 bankruptcy filing.

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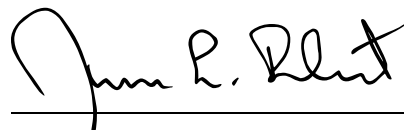
1 On March 21, 2017, the court dismissed Defendant Sauk-Suiattle Indian Tribe of
2 Washington with prejudice on grounds of sovereign immunity. (*See* 3/21/17 Order (Dkt.
3 # 39) at 3-7, 11.) On August 29, 2019, the court granted summary judgment in favor of
4 all remaining Defendants and dismissed Plaintiff Raju A.T. Dahlstrom's complaint with
5 prejudice. (8/29/19 Order (Dkt. # 79) at 37.) The court also granted Defendants' motion
6 for an award of attorney's fees pursuant to 31 U.S.C. § 3730(d)(4) and RCW
7 74.66.070(d)(4) against Mr. Dahlstrom and ordered Defendants to file a motion setting
8 forth their reasonable fees and expenses described in the court's order. (8/29/19 Order at
9 34-36, 38.) In addition, the court ordered Mr. Dahlstrom's attorney, Mr. Richard Pope, to
10 show cause why the court should not award some of Defendants' attorney's fees against
11 him personally pursuant to 28 U.S.C. § 1927, Federal Rule of Civil Procedure 11(b), or
12 the court's inherent authority. (8/29/19 Order at 36-38.)

13 On September 12, 2019, Mr. Dahlstrom filed a notice of Chapter 13 bankruptcy.
14 (Notice (Dkt. # 84).) On November 15, 2019, the court ruled that, although Mr.
15 Dahlstrom's notice of Chapter 13 bankruptcy and the resulting automatic bankruptcy stay
16 did not apply to the action generally, the stay did apply to Defendants' motion for fees
17 and expenses against Mr. Dahlstrom. (11/15/19 Order (Dkt. # 105) at 9.) The court also
18 concluded that Mr. Pope was liable for a portion of Defendants' attorney's fees as a
19 sanction for his litigation conduct herein, and that Mr. Dahlstrom's bankruptcy did not
20 result in a stay with respect to Mr. Pope's liability for those sanctions. (*Id.* at 10-23.)
21 Ultimately, the court awarded \$10,753.74 in fees as a sanction against Mr. Pope and in
22 favor of Defendants. (*Id.* at 23-27.) Mr. Pope moved for partial reconsideration of the

1 court's order imposing sanctions against him. (*See* Pope MFR (Dkt. # 106).) After
2 directing Defendants to file a response to Mr. Pope's motion (12/4/19 Order (Dkt. # 110),
3 the court denied Mr. Pope's motion for partial reconsideration (2/5/19 Order (Dkt.
4 # 115)).

5 As described above, all issues in this litigation are now resolved, except for the
6 amount of Defendants' attorney's fees that Mr. Dahlstrom owes. (*See* 11/15/19 Order at
7 9.) As indicated above, this issue is stayed due to Mr. Dahlstrom's Chapter 13
8 bankruptcy filing. (*See id.*) Accordingly, the court ORDERS the parties to show cause
9 why the court should not enter a Federal Rule of Civil Procedure 54(b) judgment on those
10 matters which are now resolved and not stayed. The parties shall file their responses to
11 the court's order to show cause within fourteen (14) days of the filing date of this order
12 and shall limit their responses to no more than ten (10) pages. Because Mr. Pope has a
13 stake in this decision due to the court's sanctions order against him, the court permits, but
14 does not require, Mr. Pope to file a response to the court's order to show cause as well. If
15 Mr. Pope files a response to the court's order, he must do so within the same time and
16 page limit parameters that the court set for the parties herein.

17 Dated this 27th day of February, 2020.

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20 JAMES L. ROBART
21 United States District Judge
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